

FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

SUNEARTH, INC., a California
corporation; THE SOLARAY
CORPORATION, a Hawaiian
corporation,

Plaintiffs-Appellants,

v.

SUN EARTH SOLAR POWER CO.,
LTD., FKA Ningbo Solar Electric
Power Co., Ltd., a Chinese
limited liability company;
NBSOLAR USA INC., a California
corporation,

Defendants-Appellees.

No. 13-17622

D.C. No.
4:11-cv-04991-CW

SUNEARTH, INC., a California corporation; THE SOLARAY CORPORATION, a Hawaiian corporation,
Plaintiffs-Appellants,

v.

SUN EARTH SOLAR POWER CO., LTD., FKA Ningbo Solar Electric Power Co., Ltd., a Chinese limited liability company; NBSOLAR USA INC., a California corporation,
Defendants-Appellees.

No. 15-16096

D.C. No.
4:11-cv-04991-CW

ORDER

Filed September 14, 2016

ORDER

THOMAS, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be reheard en banc pursuant to Federal Rule of Appellate Procedure 35(a) and Circuit Rule 35-3. The three-judge panel disposition shall not be cited as precedent by or to any court of the Ninth Circuit.